

REPORT OF THE INDEPENDENT MONITOR FOR THE DETROIT POLICE DEPARTMENT

DRAFT "Report Card" Summarizing the Monitor's Evaluation of Compliance with the Consent Judgments as of the Quarter Ending February 28, 2006

	ASSESSMENT OF COMPLIANCE [1] (for last 5 Quarters)					EVALUATION TIMING		Comments re: Last Evaluation
	Dec '05- Feb '06	Sep '05- Nov '05	Jun '05- Aug '05	Mar '05- May '05	Dec '04- Feb '05	Status as of Last Eval'n	Last Eval'n Quarter Ending	
<b>I. DEFINITIONS</b>								
U1								No monitoring requirements
<b>II. GENERAL PROVISIONS</b>								
U2 - 13								No monitoring requirements
<b>III. USE OF FORCE POLICY</b>								
A. General Use of Force Policies								
U14	Revision of Policy (Definition of UOF)			DW	DW	May-05	May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
U15	Use of Force Continuum			DW	DW	May-05	May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
U16	Opportunity to Submit			DW	DW	May-05	May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
U17	Prohibition on Choke Holds			DW	DW	May-05	May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
U18	Revision of Policy within 3 Months			DW	DW	May-05	May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
U19	Strike to Head Equals Deadly Force			DW	DW	May-05	May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
B. Use of Firearms Policy								
U20	Firearms Qualification Requirement		X		X	Aug-05	Aug-06	
U21	Failure to Re-Qualify		X		X	Aug-05	Aug-06	
U22	Moving Vehicle Firing Policy		X		X	Aug-05	Aug-06	
U23	Authorized Ammunition		X		X	Aug-05	Aug-06	
C. Intermediate Force Device Policy								
U24	Intermediate Force Device		X		X	Aug-05	Aug-06	
D. Chemical Spray Policy								
U25	Requirements of Policy		X		X	Aug-05	Aug-06	
U26	Prohibition Relative to Handcuffed Prisoners		X		X	Aug-05	Aug-06	

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Comments re: Last Evaluation

IV. INCIDENT DOCUMENTATION, INVESTIGATION, AND REVIEW

IV. INCIDENT DOCUMENTATION, INVESTIGATION, AND REVIEW							
A. General Investigations of Police Action							
U27	Revision of General Investigation Policies	X	X	X	X	Feb-06	Aug-06
U28	Who May Conduct Investigations	X	X	X	X	Feb-06	Aug-06
U29	Requirements of Policy	X	X	X	X	Feb-06	Aug-06
U30	Prohibited Methods	X	X	X	X	Feb-06	Aug-06
U31	Protocol for Garrity Statements	X	DW	DW	X	Feb-06	Aug-06
U32	Report Requirements	X	X	X	X	Feb-06	Aug-06
U33	Review Requirements	X	X	X	X	Feb-06	Aug-06
B. Use of Force and Prisoner Injury Investigations							
U34	Documentation of UOF and Prisoner Injury	X	X	X	X	Nov-05	May-06
U35	Notification Requirements	X	X	X	X	Nov-05	May-06
U36	Command Investigation Timelimits	X	X	X	X	Nov-05	May-06
C. Review of Critical Firearm Discharges and In-Custody Deaths							
U37	Creation of Shooting Team	X	X	X	X	Nov-05	May-06
U38	Protocol for Investigations of Critical Firearms Discharges	X	X	X	X	Nov-05	May-06
U39	Command Level Force Review Team	X	X	X	X	Nov-05	May-06
U40	Time Limits for Command Level Force Review Team	X	X	X	X	Nov-05	May-06
U41	Aggregate Review	X	X	X	X	Nov-05	May-06

V. ARREST AND DETENTION POLICIES AND PRACTICES

A. Arrest Policies								
U42	Revision of Arrest Policies	DW	DW	DW	DW	Nov-05	May-06	Pending testing of TD 05-07 dissemination
U43	Review of All Arrests	DW	DW	DW	DW	Nov-05	May-06	Pending testing of TD 05-07 dissemination
B. Investigatory Stop Policies								
U44	Revision of Policies	X	NYE	X	X	Nov-05	May-06	
U45	Documentation Requirement	X	NYE	X	X	Nov-05	May-06	
C. Witness Identification and Questioning Policies								
U46	Revision of Policies	X	NYE	X	X	Nov-05	May-06	Monitor unable to review the adequate sample to determine compliance
U47	Submission to DOJ within 3 months		✓	✓	✓	May-05	-	
U48	Documentation of Interviews and Interrogations	X	NYE	X	X	Nov-05	May-06	Monitor unable to review the adequate sample to determine compliance
D. Prompt Judicial Review Policies								

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U49	Revision of Policies and Requirement of Arraignment within 48 Hours	DW		X		X	DW	Feb-06	Aug-06	Revised DPR and Instruction Sheet received near end of quarter
U50	Requirement of Warrant Request	X		X		X	X	Feb-06	Aug-06	
U51	Documentation of Late Request for Arraignment Warrants	X		X		X	X	Feb-06	Aug-06	
E. Hold Policies										
U52	Revision of Policies	✓		DW		X	✓	Feb-06	Aug-06	
U53	Documentation of all Holds	X		DW		X	X	Feb-06	Aug-06	
F. Restriction Policies										
U54	Development of Restriction Policies	✓		X		X	✓	Feb-06	Aug-06	
U55	Documentation of Restrictions	DW		X		X	DW	Feb-06	Aug-06	Additional implementation testing required
G. Material Witness Policies										
U56	Revision of Material Witness Policies	✓	X	X	NYE	X	✓	Feb-06	Aug-06	
U57	Requirement of Court Order		X	X		X	X	Nov-05	Aug-06	
H. Documentation of Custodial Detention										
U58	Revision of Policy		X		X		X	Nov-05	May-06	
I. Command Notification										
U59	Time Limits for Written Reporting of Violations	X	X		DW		X	Feb-06	Aug-06	
U60	Daily Reporting Requirement	X		X		X	X	Feb-06	Aug-06	
VI. EXTERNAL COMPLAINTS										
U61	Revision of External Complaints Policies		X		X		X	Nov-05	May-06	
U62	Informational Campaign									
	a. Informing persons about filing complaints									Subparagraph not separately assessed
	b. Distribution of material		✓		NYE		✓	Nov-05	May-06	
	c. Complaint Process Broadcasts		✓		✓		✓	Nov-05	May-06	
	d. Informational Campaign Placards		✓		✓		✓	Nov-05	May-06	
U63	Informational Brochures and Contact Forms		X		X		X	Nov-05	May-06	

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A. Intake and Tracking									
U64		X		DW		X	Nov-05	May-06	
U65		X		X		X	Nov-05	May-06	
U66		✓		✓		✓	Nov-05	May-06	
B. External Complaint Investigation									
U67		X		X		X	Nov-05	May-06	
U68		X		X		X	Nov-05	May-06	
U69		X		X		X	Nov-05	May-06	
VII. GENERAL POLICIES									
U70		DW		DW		DW	Nov-05	May-06	Pending testing of TD 05-07 dissemination
U71		X		X		X	Nov-05	May-06	
U72	X		X		X	X	Feb-06	Aug-06	
U73	X		X		X	X	Feb-06	Aug-06	
U74	X		X		X	X	Feb-06	Aug-06	
U75	X		X	NYE	X	X	Feb-06	Aug-06	
U76	X		X		X	X	Feb-06	Aug-06	
U77	X		X		X	X	Feb-06	Aug-06	
VIII. MANAGEMENT AND SUPERVISION									
U78				X		X	Feb-06	Aug-06	
A. Risk Management Database									
U79		X		X		X	Nov-05	May-06	
U80		X		X		X	Nov-05	May-06	
U81		X		X		X	Nov-05	May-06	
U82		X		X		X	Nov-05	May-06	
U83		✓		X		✓	Nov-05	May-06	
U84			✓		X	✓	Aug-05	-	
U85	X		X		X	X	Feb-06	Aug-06	
U86		X		X		X	Nov-05	May-06	
U87		X		X		X	May-05	May-06	

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U88	Schedule for Development								
	a. Submit Data Input Plan to DOJ		X		X		X	Nov-05	May-06
	b. Submit Report Protocol and RFP to DOJ		✓		X		✓	Nov-05	Aug-06
	c. Issue RFP		X		X		X	Nov-05	May-06
	d. Submit Review Protocol to DOJ			✓		X	✓	Aug-05	-
	e. Select Contractor for Risk Management Database	X		X		X	X	Feb-06	Aug-06
	f. Beta Version of Risk Management Database	X		X			X	Feb-06	Aug-06
	g. Risk Management Database Operational	X					X	Feb-06	Aug-06
U89	Interim System to Detect Patterns of Behavior	X		X		X	X	Feb-06	Aug-06
U90	Modification Protocol						NYE		Compliance will be assessed as needed
B. Performance Evaluation System									
U91	Performance Evaluations			X			X	Aug-05	Aug-06
C. Oversight									
U92	Audit Protocol			✓		X	✓	Aug-05	Aug-06
U93	Audit Reporting Requirements		X	DW	X	X	X	Nov-05	Nov-06
U94	a. UOF Investigations Audit	X	X	X	X	X	X	Feb-06	Aug-06 [2] Audit skipped since the q/e Aug 04
	b. Prisoner Injuries Investigations Audit	X	X	X	X	X	X	Feb-06	Aug-06 [2] Audit skipped since the q/e Aug 04
	c. Misconduct Investigations Audit		X	NYE	X	X	X	Nov-05	Aug-06 [2]
U95	a. Arrest Practices Audit		X	X		X	X	Nov-05	Aug-06 [2] Audit skipped since the q/e Aug 05
	b. Stop and Frisk Audit		X	X	X	NYE	X	Nov-05	Aug-06 [2] Audit skipped since the q/e Aug 05
	c. Witness Identification and Questioning Audit		X	X	X	X	X	Nov-05	Aug-06 [2] Audit skipped since the q/e Aug 05
U96	Audits of Custodial Detention Practices		X	X			X	Nov-05	Aug-06 [2] Audit skipped since the q/e Aug 05
U97	OCI External Complaints Investigations Audit		X	NYE	X	X	X	Nov-05	Aug-06 [2]
U98	Videotape Reviews	X		X		X	X	Feb-06	Aug-06
U99	Regular Meetings with Prosecutors		✓		✓		✓	Nov-05	May-06
D. Use of Video Cameras									
U100	Repair or Replacement of Video Cameras	X		X		X	X	Feb-06	Aug-06
U101	Revision of Video Camera Policy	X		X		X	X	Feb-06	Aug-06
U102	Video Camera Recording Requirements	X		X		X	X	Feb-06	Aug-06
F. Discipline									
U103	Elimination of Backlogs	✓		X		X	✓	Feb-06	Aug-06
U104	Steps to Prevent Backlog	X		NYE		X	X	Feb-06	Aug-06
U105	Creation of Disciplinary Matrix	✓		DW		X	✓	Feb-06	Aug-06

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<b>IX. TRAINING</b>									
<b>A. Oversight and Development</b>									
U106		X		X		X	Nov-05	May-06	
U107		X		X		X	Nov-05	May-06	
U108		X		X		X	Nov-05	May-06	
U109		X		X		X	Nov-05	May-06	
U110		X		X		X	Nov-05	May-06	
U111		X		X		X	Nov-05	May-06	
<b>B. Use of Force Training</b>									
U112		X		X		X	Nov-05	May-06	
<b>C. Firearms Training</b>									
U113		X		X		X	Nov-05	May-06	
<b>D. Arrest and Police-Citizen Interaction Training</b>									
U114		X		X		X	Nov-05	May-06	
<b>E. Custodial Detention Training</b>									
U115	X		X		X	X	Feb-06	Aug-06	
U116	X		X		X	X	Feb-06	Aug-06	
U117	X		X		X	X	Feb-06	Aug-06	
<b>F. Supervisory Training</b>									
U118	X		X		X	X	Feb-06	Aug-06	
U119	X		X		X	X	Feb-06	Aug-06	
U120	X		X		X	X	Feb-06	Aug-06	
<b>G. Investigator Training</b>									
U121	X		X		X	X	Feb-06	Aug-06	
U122	X		X		X	X	Feb-06	Aug-06	
<b>H. Field Training</b>									
U123	X		X		X	X	Feb-06	Aug-06	
<b>X. MONITORING, REPORTING, AND IMPLEMENTATION</b>									
U124 - 138									No monitoring requirements
U139						NYE	Nov-05	May-06	Reviewed but compliance assessment was not required
U140 - 154									No monitoring requirements

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<b>CONDITIONS OF CONFINEMENT CONSENT JUDGMENT</b>									
<b>I. DEFINITIONS</b>									
C1								No monitoring requirements	
<b>II. GENERAL PROVISIONS</b>									
C2 - 13								No monitoring requirements	
<b>III. FIRE SAFETY POLICIES</b>									
C14 Life Safety Code Compliance	X		X			X	Feb-06	Nov-06	
C15 Detection, Suppression and Evacuation Programs	X		X			X	Feb-06	Nov-06	
C16 Fire Safety Program Development	X		X			X	Feb-06	Nov-06	
C17 Fire Safety Program Implementation	X		X			X	Feb-06	Nov-06	
C18 Fire Safety Interim Measures	X		X			X	Feb-06	Nov-06	
C19 Safety Equipment Testing	X		X			X	Feb-06	Nov-06	
C20 Smoking Policy	✓		✓			✓	Feb-06	Nov-06	
C21 Storage of Flammable Liquids	X		X			X	Feb-06	Nov-06	
C22 Removal of Cane Ceiling Tiles			✓			✓	Aug-05	-	
<b>IV. EMERGENCY PREPAREDNESS POLICIES</b>									
C23 Ensure Safety Level	X		X			X	Feb-06	Nov-06	
C24 Emergency Preparedness Program Development	DW		X			DW	Feb-06	Nov-06	Pending DOJ approval
C25 Key Control Policies	DW		X			DW	Feb-06	Nov-06	Pending DOJ approval
<b>V. MEDICAL AND MENTAL HEALTH CARE POLICIES</b>									
C26 Identification and Response for Special Needs		X		X		X	Nov-05	Aug-06	
C27 Screening Program Development		X		X		X	Nov-05	Aug-06	
C28 Minimum Standards for Screening Program		X		X		X	Nov-05	Aug-06	
C29 Minimum Standards for Medical Protocols		X		X		X	Nov-05	Aug-06	
C30 Infectious Disease Policy		NYE	NYE	NYE	X	NYE	Nov-05	Aug-06	Implementation testing deferred pending dissemination of related policies
C31 Prisoner Health Information Protocol		X		X		X	Nov-05	Aug-06	
C32 Prescription Medication Policy		X		X		X	Nov-05	Aug-06	
C33 Suicide Watch Garb		X		X		X	Nov-05	Aug-06	
C34 Suicide Hazard Removal		✓		X		✓	Nov-05	Aug-06	

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<b>VI. PRISONER SAFETY POLICIES</b>									
C35	Ensure Safety Level	X	X		X	X	Feb-06	Nov-06	
C36	Security Screening of Prisoners	X	X		X	X	Feb-06	Nov-06	
C37	Cell Check Policies	X	X		X	X	Feb-06	Nov-06	
C38	Observation Cell Policy	X	X		X	X	Feb-06	Nov-06	
<b>VII. ENVIRONMENTAL HEALTH AND SAFETY POLICIES</b>									
C39	Cleanliness of Cells		X		X	X	Aug-05	May-06	
C40	Cleaning Policy		X		X	X	Aug-05	May-06	
C41	Maintenance Policy		X		X	X	Aug-05	May-06	
C42	a. Ventilation		X		✓	X	Aug-05	May-06	
	b. Heating		X		X	X	Aug-05	May-06	
C43	Repairs to be Made		X		X	X	Aug-05	May-06	
C44	Lighting Requirements		X		X	X	Aug-05	May-06	
C45	Toilet Access		X		X	X	Aug-05	May-06	
C46	Air Purification		✓		✓	✓	Aug-05	May-06	
<b>VIII. POLICIES CONCERNING PERSONS WITH DISABILITIES</b>									
C47	Accommodations for Persons with Disabilities		NYE	X	X	NYE	Nov-05	Aug-06	
C48	Detention of Individuals with Disabilities		X	X	X	X	Nov-05	Aug-06	
<b>IX. FOOD SERVICE POLICIES</b>									
C49	Food Storage and Service			X	X	X	May-05	May-06	
C50	Development of Food Service Policies			X	X	X	May-05	May-06	
<b>X. PERSONAL HYGIENE POLICIES</b>									
C51	Availability of Personal Hygiene Items			X	X	X	May-05	May-06	
<b>XI. USE OF FORCE AND RESTRAINTS POLICIES</b>									
C52	Compliance with DPD's UOF Policy	X	X		X	X	Feb-06	Aug-06	
C53	UOF Protocols for Prisoners	X	X		X	X	Feb-06	Aug-06	
C54	Handcuffing to Benches	X	X		X	X	Feb-06	Aug-06	
<b>XII. INCIDENT DOCUMENTATION, INVESTIGATION AND REVIEW</b>									
C55	Investigations of In-Custody Deaths	X	X		X	X	Feb-06	Aug-06	
C56	UOF Reporting	X	X		X	X	Feb-06	Aug-06	
C57	Injury Reporting	X	X		X	X	Feb-06	Aug-06	
<b>XIII. EXTERNAL COMPLAINTS</b>									
C58	Processing of External Complaints		X		X	X	Aug-05	May-06	
C59	Complaint Investigation		X		X	X	Aug-05	May-06	

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<b>XIV. GENERAL POLICIES</b>										
C60	Clear Definition of Terms		DW		DW		DW	Nov-05	May-06	Pending review of processes
C61	Community Comment on Proposed Policy Revisions		X		X		X	Nov-05	May-06	
<b>XV. MANAGEMENT AND SUPERVISION</b>										
C62	Regular Operation Evaluation	X		NYE		X	X	Feb-06	Aug-06	
C63	Operation in Compliance with Risk Management Plan	X		X		X	X	Feb-06	Aug-06	
C64	Video Camera Policy	X		X		X	X	Feb-06	Aug-06	
C65	a. Holding Cell UOF Investigations Audit	X		X	X	X	X	Feb-06	Aug-06	
	b. Holding Cell Prisoner Injuries Investigations Audit	X	X	X	X	X	X	Feb-06	Aug-06	
	c. Holding Cell Misconduct Investigations Audit	✓		X	X	X	✓	Feb-06	Aug-06	
C66	a. HCCC to Assure Compliance with COC CJ	X	X	X	X	X	X	Feb-06	Aug-06	
	b. HCCC Fire Safety Audit	X	X	X	X	X	X	Feb-06	Aug-06	
C67	HCCC Emergency Preparedness Audit	✓	X	X		X	X	Feb-06	Aug-06	
C68	HCCC Medical/Mental Health Audit	X	X	X	X	X	X	Feb-06	Aug-06	
C69	HCCC Detainee Safety Audit	X	X	X	X	X	X	Feb-06	Aug-06	
C70	HCCC Environmental Health and Safety Audit	✓		✓	X	X	✓	Feb-06	Aug-06	
C71	HCCC Food Service Audit	X	X	X	X	X	X	Feb-06	Aug-06	
C72	Audit Reporting Requirements	X		X	X	X	X	Aug-05	Aug-06	
<b>XVI. TRAINING</b>										
C73	Training of Detention Officers			X			X	Aug-05	May-06	
C74	Training Records		X	X			X	Nov-05	May-06	
C75	Emergency Preparedness Training			X			X	Aug-05	May-06	
C76	Medical/Mental Health Screening Program Training			X			X	Aug-05	May-06	
C77	Detainee Safety Training			X			X	Aug-05	May-06	
C78	Environmental Health and Hygiene Training			X			X	Aug-05	May-06	
<b>XVII. MONITORING AND REPORTING</b>										
C79 - 93										No monitoring requirements
C94	Reopening of Investigations Deemed Incomplete						NYE	Nov-05	May-06	Reviewed but compliance assessment was not required
C95 - 99										No monitoring requirements

✓ = Compliant; X = Non-Compliant;  
NYE = Not Yet Evaluated; DW = Determination Withheld

REPORT OF THE INDEPENDENT MONITOR FOR THE DETROIT POLICE DEPARTMENT

DRAFT "Report Card" Summarizing the Monitor's  
Evaluation of Compliance with the Consent Judgments  
as of the Quarter Ending February 28, 2006

ASSESSMENT OF COMPLIANCE [1] (for last 5 Quarters)					EVALUATION TIMING		
Dec '05- Feb '06	Sep '05- Nov '05	Jun '05- Aug '05	Mar '05- May '05	Dec '04- Feb '05	Status as of Last Eval'n	Last Eval'n Quarter Ending	Next Expected Eval'n Q/E

Comments re: Last Evaluation

XVIII. STIPULATION PURSUANT TO THE PRISON LITIGATION  
REFORM ACT, 18 U.S.C. 3626

C100 - 102	No monitoring requirements
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XIX. IMPLEMENTATION AND ENFORCEMENT

C103 - 110	No monitoring requirements
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XX. MISCELLANEOUS

C111 - 112	
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NOTES: [1] The Monitor assesses each paragraph's various components of compliance (policy, training, implementation, audit) separately . However, if the Department is in non-compliance with any of these components for a given paragraph, then the Department is in overall non-compliance with that paragraph. This Report Card reflects only the overall compliance rating.

[2] For those paragraphs that require specific audits, the next expected evaluation shown is the quarter in which the next scheduled audit is due and/or is expected to be evaluated (based on the date the audit is expected to be submitted).